

ORIGINAL

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA
(Harrisburg Division)

UNITED STATES FIDELITY AND
GUARANTY COMPANY,

Plaintiff

v.

BRUCE J. BROWN and BROWN
SCHULTZ SHERIDAN & FRITZ,
Defendants.

CIVIL ACTION NO. 1:01-CV-00813

JUDGE KANE

FILED
HARRISBURG, PA

MAY 08 2002

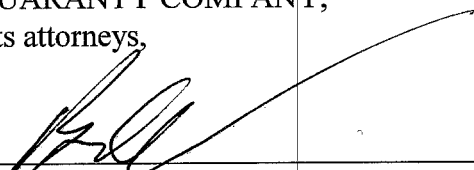
MARVE D'ANDREA CLERK
Per
Deputy Clerk

STATEMENT REGARDING DISCOVERY MOTION

Pursuant to Local Rule 26.3, counsel for United States Fidelity & Guaranty Company ("USF&G") states that prior to filing United States Fidelity and Guaranty Company's Motion to Compel Production of Documents it attempted in good faith to resolve relevant issues. On or about April 19, 2002, counsel sent a letter, including citation of legal authority, in support of its position. No response was received. On May 3, 2002, a telephone call was placed to Kathleen Carson, Esquire, counsel for Bruce J. Brown and Brown Schultz Sheridan & Fritz to discuss this matter. A second discussion was held on May 6, 2002. Unfortunately, the parties were unable to resolve their dispute concerning the applicability of the accountant client privilege, 63 Pa. St. §11.9a, to documents sought by USF&G.

USF&G files herewith and incorporates herein United States Fidelity and Guaranty Company's Motion to Compel Production of Documents.

UNITED STATES FIDELITY
& GUARANTY COMPANY,
By its attorneys,



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Dated: May 6, 2002
#244783 v1/36432/87

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon (each party appearing pro se and) the attorney of record for each other party by mail (by hand) 5/6/02

